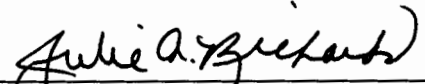


amended complaint, plaintiff had not yet moved for entry of default. Thus, Irwin was not technically in default and should have been served with the new pleading. Accordingly, plaintiff's motion for entry of default against Irwin Mortgage Corporation is DENIED as moot as a result of the amended complaint [D.E. 40], and the clerk will reissue summons as to this defendant.

SO ORDERED. This 12th day of April 2013.


Julie A. Richards, Clerk of Court